

September 13, 1930.

Judge L. A. Hollenbeck,
Duchesne, Utah.

Dear Judge Hollenbeck:

RE: UPPER BLUE BENCH.

I have your letter of September 11 enclosing seven applications for extensions of time, which applications I am today granting.

I note what you say with reference to the history and condition of the Upper Blue Bench Project but this office has to have due regard for the general situation on any water system. There are applications in good standing on the streams in the Uintah Basin for at least four times the amount of water available in said streams and sooner or later a change in this situation must come about. There is no question in my mind but what such change should be for the benefit of those who diligently have prosecuted their applications as against those who, for whatever reasons, have failed to do so. This condition is recognized in the law which requires the diligent prosecution of the application but the law goes even further and implies distinctly that an applicant shall be in a financial position to prosecute the application diligently.

It must be quite plain that if lack of financial means is a sole excuse for extension of time anyone not acting in good faith would obtain valuable water rights and hold them up indefinitely to the detriment of others.

Yours very truly,

State Engineer.

GMB/E